

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE
PATENTING REJECTION OVER A PRIOR PATENT**

Docket Number:
C1039.70042US00

In re Application of: Arthur M. Krieg et al.
Application No. 09/630,319
Confirmation No. 5464
Filed: July 31, 2000
For: METHODS FOR TREATING AND PREVENTING INFECTIOUS
DISEASE

The co-owners*, University of Iowa Research Foundation, The United States of America, as represented by The Secretary, Department of Health and Human Services, and Coley Pharmaceutical Group, Inc. (formerly CpG Immunopharmaceutical Group, Inc.), of 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,239,116. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

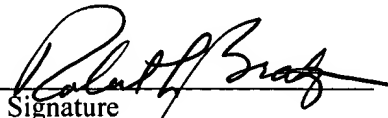
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2. ☐ The undersigned is an attorney or agent of record.


Signature

April 6, 2004
Date

Robert L. Bratzler

Typed or Printed Name

President & CEO

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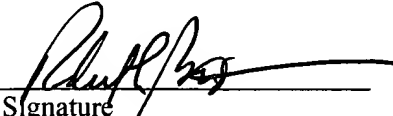
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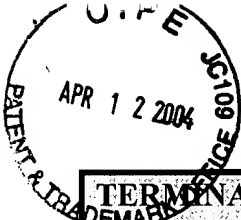
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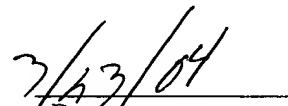
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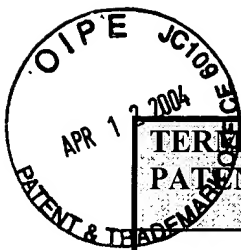

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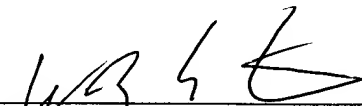
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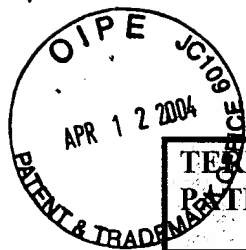

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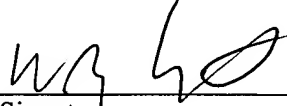
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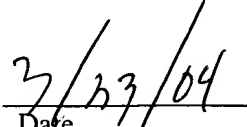
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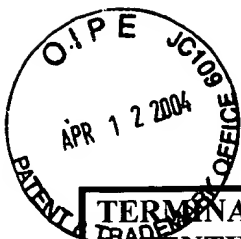


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Registration No. 45, 634
Technology Licensing Specialist
NIH-Division of Technology
Development and Transfer

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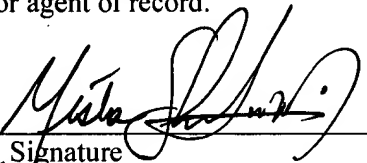
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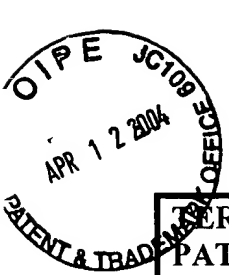
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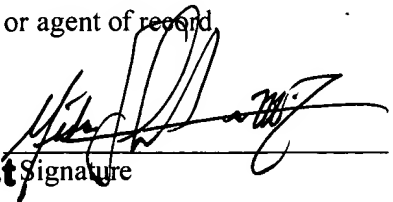
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